

Christopher A. Seeger, Esq.
Seeger Weiss LLP
One William Street
New York, NY 10004
(212) 584-0700
Attorneys for Plaintiff

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

IN RE: BEXTRA AND CELEBREX
MARKETING SALES PRACTICES AND
PRODUCT LIABILITY LITIGATION

John P. Markulec,

Plaintiff,

v.

Pfizer, Inc.,

Defendant.

Index No. 05cv4539

MDL NO. 1699

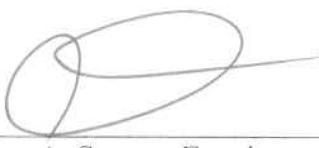
District Judge: Charles R. Breyer

STIPULATION AND ORDER OF
DISMISSAL WITH PREJUDICE

Come now the Plaintiff, JOHN P. MARKULEC and Defendants, by and through the undersigned attorneys, pursuant to Federal Rule of Civil Procedure, Rule 41(a), and hereby stipulate to the dismissal of this action with prejudice with each side bearing its own attorneys' fees and costs.

Dated: June 15, 2009

By:


Christopher A. Seeger, Esquire
Seeger Weiss LLP
One William Street
New York, NY 10004
(212) 584-0700

Attorneys for Plaintiff

Dated: August 6, 2009

By:



DLA Piper US LLP
1251 Avenue of the Americas
New York, NY 10020
(212) 335-4500

Defendants' Liaison Counsel

PURSUANT TO THE TERMS SET FORTH IN THE PARTIES' STIPULATION, IT IS SO ORDERED.

Dated: August 11, 2009

Hon. Charles R. Breyer
United States District Court

